

IN THE JUSTICE COURT
STATE OF ARIZONA - COUNTY OF APACHE

FILED

DOCKETED BY: re

2012 NOV 20 AM 11:52

STATE OF ARIZONA

vs.

JOSEPH ROBERTS

Defendant

CR2010-047

No. SUE HALL, CLERK
RELEASE ORDER APACHE CO SUPERIOR COURT

IT IS HEREBY ORDERED that the defendant be released, provided that he comply with the standard conditions and all other conditions checked below

STANDARD CONDITION OF RELEASE

If released, the defendant shall appear for Arrignment on Failure to appear 1st time at Apache County Superior Court 1st time Apache County AZ at 1:30 pm on Thursday November 22 2012, and during the pendency of this case

- (1) Appear to answer and submit himself to all further orders and processes of the court having jurisdiction of the case,
- (2) Refrain from committing any criminal offense,
- (3) Not depart the state without leave of court, and
- (4) If released during an appeal, prosecute his appeal with due diligence

OTHER CONDITIONS OF RELEASE

Own Recognizance

☐ The court does not find that imposition of other conditions is reasonably necessary to assure the defendant's appearance as required

Appearance Bond

☐ The defendant will execute an appearance bond approved by the court and binding himself to pay the State of Arizona the total sum of _____ dollars (\$ _____)

No Bond

☒ The defendant is held without bond pursuant to Ariz Const art 2 § 22 and ARS § 13-3961

Restrictions on

☐ The defendant will comply with each of the following conditions of release

Travel, Association or Place

of Abode and

other Conditions

(No Bond on Warrant ACSC CR 2010 047)

WARNING TO THE DEFENDANT:

You have a right to be present at your trial and a number of other proceedings of which you will be notified. If you do not appear at the time set by the court, a warrant will be issued for your arrest and the proceeding will begin without you.

CONSEQUENCES OF VIOLATING THIS ORDER

If the defendant violates any conditions of this release order, the court may order the bond and any security deposited in connection therewith forfeited to the State of Arizona.

In addition, the court may issue a warrant for the defendant's arrest upon learning of his violation of any conditions of his release. After a hearing, if the court finds that the defendant has not complied with the conditions of release, it may modify the conditions or revoke his release altogether.

If he was released on a felony charge, and the court finds the proof evident or the presumption great that he committed a felony during the period of release, it SHALL revoke his release. Such defendant would also be subject to an additional criminal charge, and upon conviction could be punished by imprisonment for not more than five years in the state prison, in addition to the punishment which would otherwise be imposable for the crime committed during the period of release.

Upon finding that the defendant or any other person named in this order has willfully violated its terms, the court may also find him in contempt of court and sentence him to a term of imprisonment, a fine or both.

ACKNOWLEDGMENT BY DEFENDANT

I understand the standard conditions and all other conditions of my release checked above, and the forfeitures and penalties applicable in the event I violate them.

I agree to comply fully with each of the conditions imposed on my release and to notify the court promptly in the event I change the address indicated below.

Dated: November 20 2012 7:13 am
Breese Brown
Judge 1:14 am
Defendant Joseph Roberts
Address _____
City & State _____ Telephone _____

Apache County Superior COURT

St Johns Apache County AZ

STATE OF ARIZONA

VS

JOSEPH ROBERTS
DEFENDANT

CASE NO

ORDER OF
APPOINTMENT
OF COUNSEL

A PETITION FOR APPOINTMENT OF COUNSEL HAVING BEEN FILED

Previously on
this
matter

It is ordered that counsel not be appointed

☒ It is ordered that

Phone No

DAVID MARTIN

in the capacity of Private Attorney to be paid by County funds be appointed to represent the defendant

☒ Defendant has financial resources which may offset all or part of the cost of legal services

It is therefore ordered that Defendant pay to the clerk of the

Court the amount of \$, payable,

By this date

At the time of Judgment

In installments of every

beginning

☒ Said amount to be determined at the time of Judgment

NOTICE IS HEREBY GIVEN THAT THE ABOVE ENTITLED ACTION IS SET FOR

Arraignment

IN THE

Apache County Superior

COURT, IN St Johns Apache County, ARIZONA, ON THE

OF November, 20 12, AT 1:30 P.M.

Failure to appear. CR 2010 047

DATED

November 20 2012

B. J. Bloom
JUDGE OR
INITIAL APPEARANCE SPECIAL MASTER

SUE HALL, Clerk of Court
Filed

SUPERIOR COURT OF ARIZONA
APACHE COUNTY

STATE OF ARIZONA, Plaintiff

CASE NO. S0100CR201000047

VS

JOSEPH DOUGLAS ROBERTS, Defendant

DOB: 1/29/1987

BENCH WARRANT

☐ Arizona Only ☒ Nation Wide

THE STATE OF ARIZONA

TO ANY SHERIFF, CONSTABLE, MARSHALL OR POLICEMAN IN THE STATE:

The above Defendant has failed to appear in the above referenced matter.

The Court has directed the Clerk of the Court to issue a Bench Warrant for the arrest of the above Defendant for failure to appear.

THEREFORE, you are hereby commanded to arrest JOSEPH DOUGLAS ROBERTS and bring the Defendant before this Court.

WITNESS Donna J. Grimsley, Judge of the Superior Court of the State of Arizona, in and for the County of Apache.

DATED: Friday, November 09, 2012.

SUE HALL, CLERK OF THE SUPERIOR COURT



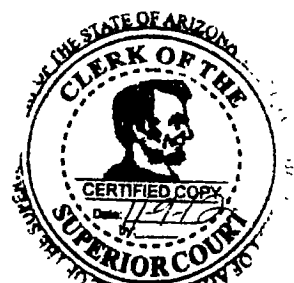
BY: Amp, Deputy Clerk

DESCRIPTION OF DEFENDANT This information not available at this time

SEX	RACE	DOB	HEIGHT	WEIGHT	EYES	HAIR
M	WHITE	1/29/1987	62	150	GREEN	RED OR AUBURN

DISABILITIES. Access is available to all individuals with a disability as required by the Americans with Disabilities Act of 1990. If you are a person with a disability and require special accommodations, please contact SUE HALL, Clerk of the Apache County Superior Court, at (928) 337-7550.

☐ Yes ☐ No The offense is, or is materially related to, an offense to which victims' rights provisions apply. For purposes of this form, that means it is a felony or it is a misdemeanor involving physical injury, the threat of physical injury, or a sexual offense.



FILED *[Signature]*
DOCKETED BY:

2010 MAR 22 AM 10:12

SUE HALL, CLERK
APACHE COUNTY SUPERIOR COURT

Michael B. Whiting
Apache County Attorney
Martin Brannan
Chief Deputy County Attorney
Arizona State Bar Number 017151
mbrannan@co.apache.az.us
groupmail@apachelaw.net
P.O.Box 637
St. Johns, AZ 85936-0637
☎ 928.337.7560 ☎ 928.337.2427

In the Superior Court of the State of Arizona

In and for the County of Apache

State of Arizona,)	
)	Case Number <i>UP2010047</i>
Plaintiff,)	
)	Information
-vs-)	
)	
Joseph Douglas Roberts)	
)	
Defendant.)	

The Apache County Attorney accuses **Joseph Douglas Roberts**, charging that in Apache County, Arizona:

Count 1 — First Degree Murder, a Class One Felony

On, about or between April 20, 2007 and April 25, 2007, **Joseph Douglas Roberts**, intending or knowing that his conduct would cause death, caused the death of William F. McCarraghe aka William F. Stone aka "Stoney" with premeditation and/or, acting alone or with one or more other persons, committed or attempted to commit burglary under A.R.S. §§ 13-1507 or 13-1508 and/or robbery under A.R.S. §§ 13-1902, 13-1903 or 13-1904, and in the course of and in furtherance of such offense or immediate flight from such offense, **Joseph Douglas Roberts** or another person caused the death of William F. McCarraghe aka William F. Stone aka "Stoney," in violation of A.R.S. §§ 13-1105(A)(1) and/or 13-1105(A)(2), 13-301 and 13-303.

Count 2 — Conspiracy, a Class One Felony

On, about or between April 20, 2007 and April 30, 2009 **Joseph Douglas Roberts**, with the intent to promote or aid the commission of first degree murder, agreed with one or more persons that at least one of them or another person would engage in the conduct constituting first degree murder, in violation of A.R.S. §§ 13-1003, 13-



1105(A)(1), 13-1814(A), 13-2809(A)(1), 13-2512(A), 32-1364(A), 13-2926(A) and 13-2809(A)(1).

Count 3 — Theft of a Means of Transportation, a Class Three Felony

On or about March 29, 2009, **Joseph Douglas Roberts** committed theft of Daniel Achten's 1964 Chevrolet Corvette, in violation of A.R.S. § 13-1814(A).

Count 4 — Mutilating a Human Body, a Class Four Felony

On, about or between March 1, 2009 and August 28, 2009, **Joseph Douglas Roberts**, without lawful authority, mutilated the dead human body of Daniel Achten, in violation of A.R.S. §§ 32-1364(A), 13-301 and 13-303.

Count 5 — Concealment of a Dead Body, a Class Five Felony

On, about or between March 1, 2009 and August 28, 2009, **Joseph Douglas Roberts**, knowingly moved a dead human body or parts of a human body with the intent to abandon or conceal the dead human body or parts, in violation of A.R.S. §§ 13-2926(A)(1), 13-301 and 13-303.

Count 6 — Tampering with Physical Evidence, a Class Six Felony

On, about or between March 1, 2009 and August 28, 2009, **Joseph Douglas Roberts**, with the intent that it be rejected or unavailable in an official proceeding which he knows is about to be instituted, destroyed, altered, concealed ore removed physical evidence with the intent to impair its verity or availability, in violation of A.R.S. §§ 13-2809(A)(1), 13-301 and 13-303.

Count 7 — Hindering Prosecution, a Class Three Felony

On, about September 25, 2009, **Joseph Douglas Roberts**, hindered William Inmon's prosecution for the first murder of William F. McCarraghe aka William F. Stone aka "Stoney," in violation of A.R.S. § 13-2512(A).

Count 8 — Hindering Prosecution, a Class Three Felony

On, about September 25, **Joseph Douglas Roberts**, hindered James Edward Dandridge's prosecution for the first murder of William F. McCarraghe aka William F. Stone aka "Stoney," in violation of A.R.S. § 13-2512(A).

Count 9 — Hindering Prosecution, a Class Three Felony

On, about September 25, **Joseph Douglas Roberts**, hindered William Inmon's prosecution for the murder of Daniel Achten, in violation of A.R.S. § 13-2512(A).




Count 10 — Hindering Prosecution, a Class Five Felony

On, about September 25, **Joseph Douglas Roberts**, hindered William Inmon's prosecution for felony burglary and/or felony robbery, in violation of A.R.S. § 13-2512(A).

Count 11 — Hindering Prosecution, a Class Five Felony

On, about September 25, **Joseph Douglas Roberts**, hindered James Edward Dandridge's prosecution for felony burglary and/or felony robbery, in violation of A.R.S. § 13-2512(A).

Michael B. Whiting
Apache County Attorney


Martin Brannan
Chief Deputy County Attorney

The defendant's date of birth is January 29, 1987.

The defendant has actual notice of the date and time of Arraignment which is March 29, 2010 at 1:00 PM.

A copy of the foregoing mailed/delivered
this 22nd day of March, 2010, to:

Apache County Superior Court
St. Johns, AZ 85936

David J. Martin Esq.
Attorney for **Joseph Douglas Roberts**

By: 





**SPOKANE COUNTY JAIL
W. 1100 MALLON AVENUE
SPOKANE, WA 99260**

**STATEMENT OF VOLUNTARY SURRENDER
TO DEMANDING STATE WITHOUT FORMALITY**

I, ROBERTS JOSEPH D., hereby acknowledge the following:
LN FN MI

I. RIGHTS

- 1) The state of ARIZONA has accused me of the crime(s) of MURDER 1st and is seeking my surrender.
- 2) I have the right to the issuance and service of a warrant of extradition.
- 3) I have the right to demand and procure a lawyer, and to have a lawyer appointed by the court if I cannot afford to retain one.
- 4) If my attorney or I state that the legality of the arrest will be contested, I have the right to be given time to apply for a Writ of Habeas Corpus.

II. WAIVER

I further acknowledge that I can be brought before a court for a formal procedure for waiver of extradition and these rights. Pursuant to R.C.W. 10.88.430, I hereby voluntarily consent to my return to the above demanding state without formality of judicial proceedings in the State of Washington.

ACCEPTANCE:

Defendant's signature of acceptance: [Signature]

Witnessed by: [Signature]
Signature

591372
Personnel No.

Date: 11/09/12

Officer's Printed name: HARRIS 1372
LN FN MI

Time: 1558

REFUSAL:

Defendant's signature of refusal: _____

Witnessed by: _____
Signature

Personnel No. _____

Date: _____

Officer's Printed name: _____
LN FN MI

Time: _____

11-18-2012 stay in Odgen Utah.

Weber County

801-778-6737 - 24 hour number

721 W. 12th Street

801-778-6942 Valerie's number

Ogden, UT 84404

Approved by Sargent Johnson on 11-14-2012

Spoke with Valerie she got it approved

FAX TRANSMITTAL SHEET



Spokane County
— Sheriff —
Jail Division
1100 W. Mallon
Spokane WA 99260
(509) 477-6634

DATE: 111312
TO: APACHE CO SO
ATTN: SHERYL
RE: ROBERTS, JOSEPH D
MESSAGE: HERE IS A COPY OF THE SIGNED WAIVER. OUR ADDRESS IS:
SPOKANE COUNTY JAIL
1100 W. MALLON
SPOKANE, WA 99260

LET ME KNOW IF THERE IS ANYTHING ELSE YOU NEED .

Thank you,
JONNIE EATON

NUMBER OF PAGES INCLUDING COVER SHEET: 2

FROM: JONNIE EATON/TRANSPORT COORDINATOR 509-477-5173, FAX 509-477-6031, Jeaton@spokanesherriff.org

NOTICE: The information contained in this transmission is privileged and confidential. It is intended for the use of the individual or entity named above. If the reader of this message is not the intended addressee, the reader is hereby notified that any consideration, dissemination, or duplication of this communication is strictly prohibited. If the addressee has received this communication in error, please return to the above address by mail and notify this office immediately by telephone.

STATE OF ARIZONA Plaintiff

-vs-

Joseph Roberts

Defendant (FIRST, MI, LAST)

[CASE/COMPLAINT NO.]

RELEASE
QUESTIONNAIRE
(To be completed by
Defendant)

Booking No. _____

Alias(es) _____

The following information is for the purpose of determining the conditions under which you may be released at this time. You are not required to answer any question if you feel the answer might be harmful to you. The answers you give to the following questions will be used by the court for the purpose of determining the conditions of your release. However, your answers will be checked against the information supplied by the police, and with the references you yourself give on the form. Any discrepancies may result in higher bail or harsher conditions of release. Any information you give may be used against you in this or any other matter.

General Background

1. Background and Residence

Full Name: Joseph Douglas RobertsSex MaleRace WhiteDate of Birth 1-29-87Place of Birth [city, state, country] Phoenix, Arizona, USAPresent Citizenship USA

If you are not a United States of America citizen, how long have you been in this country? _____

Present Address 227 W. Glass Ave Spokane WA. 99207How long have you lived at the above address? 5 monthsTelephone No. (509) 868-1481

Cell No. () _____

Where else have you lived in the past year and for how long? _____

2311 E Rockwell Ave Spokane WA, 99208Where will you go if released today? Concho Az mile marker 316.5 Hwy 61

2. Family

Are you married/partnered? ☒ Yes [] No If so, are you living with your spouse/partner? ☒ Yes [] NoAre you living with someone? Relationship: wifeHow many other persons (including your children) are living with you? 1How much do you contribute to their support? HalfDo you have regular contact with any other relatives? ☒ Yes [] NoExplain Contact with mother and siblings

3. Employment

Are you presently employed? [] Yes ☒ No If not, what is your principal means of support?Explain: SSIEmployer's Name SSI

Address: _____

Telephone No. () _____

What is the nature of your job? _____

How long have you worked there? _____

4. Criminal Record

Do you have any previous criminal record? ☒ Yes ☐ No

Explain 2nd time for same thing

5. Record of Appearance

Have you ever been released on bail or other conditions pending trial? ☐ Yes ☒ No

Did you ever fail to appear as required? ☐ Yes ☒ No

Explain I had no idea i had a pending case

6. Supervision

Is there any organization or any person who might agree to supervise you and be responsible for your return to court as required?
☒ Yes ☐ No

Organization or person to contact Billie Scherz 928-337-3598

Mile marker 371.5 Hwy 61 Concho Az 85936

Address City State Zip _____ Telephone _____

7. Other Circumstances

Are there any other matters (such as your health or illness in your family) which you feel the court should consider in making its decision? My Mental health status

8. Verification

Is there any other friend, relative, neighbor or other person who can be called as a reference to this information?

Name Address City State Zip _____ Telephone _____

Name Address City State Zip Telephone _____

Name Address City State Zip Telephone _____

I certify, under penalty of perjury, that the information presented is true and correct to the best of my knowledge.

11-20-12
Date

[Signature]
Defendant Signature
Contact Telephone No. _____